

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

BRANDON T. GATES,

Plaintiff,

v.

JOSE BRIONES, et al.,

Defendants.

Case No. C20-536-RAJ-MLP

ORDER OF DISMISSAL

The Court, having reviewed Plaintiff's complaint, the Report and Recommendation of the Honorable Michelle L. Peterson, United States Magistrate Judge, all objections thereto, and the remaining record, hereby finds and ORDERS as follows:

(1) The Report and Recommendation is approved and adopted;

(2) Defendants' motion for summary judgment (Dkt. # 33) is GRANTED, and this action is DISMISSED. Plaintiff's first and second claims, as identified in his complaint (Dkt. # 6), are dismissed with prejudice. Plaintiff's third claim is dismissed without prejudice for failure to exhaust administrative remedies;

(3) Plaintiff's motion for service of subpoena (Dkt. # 54) is DENIED as moot;

and

1 (4) The Clerk is directed to send copies of this Order to the parties.
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3 DATED this 22nd day of December, 2020.
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7 The Honorable Richard A. Jones
8 United States District Judge
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